

**SUBSTITUTE ORDINANCE NO. BL2020-236**

**An ordinance to amend ~~Chapter 15.64~~ Sections 16.04.150 and 16.28.230 of the Metropolitan Code of Laws regarding work time restrictions for grading permits.**

BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That ~~Chapter 15.64~~ 16.04.150 of the Metropolitan Code of Laws is hereby amended by creating a new Section ~~15.64.115~~ deleting the section in its entirety and replacing it as follows:

~~15.64.115—Work on Sunday. Work between certain hours.~~

~~A. No person may perform work pursuant to a grading permit between the hours of twelve midnight Saturday night and twelve midnight Sunday night, except by special permission granted by the stormwater division of the department of water and sewerage services.~~

~~B. Within or adjacent to a residential zone district, no person may perform work pursuant to a grading permit between the hours of nine p.m. and six a.m.~~

16.04.150 - Work on Sunday—Special permit required.

No contractor, builder, workman, laborer, or person other than a homeowner/resident working on his or her own residence shall do or perform any work or labor on any building or structure or part thereof or perform any work pursuant to a grading permit issued pursuant to Chapter 15.64 between the hours of twelve midnight Saturday night and twelve midnight Sunday night, except by special permission of the director of codes administration. Special permits may be issued only in cases of emergency and shall be valid only for the date stamped thereon and shall be posted in a conspicuous place on the premises during the performance of such emergency work. The director shall notify the department of metropolitan police of all emergency permits issued.

Section 1. That ~~Chapter 15.64~~ Section 16.28.230 of the Metropolitan Code of Laws is further amended by creating a new Section ~~15.64.115~~ deleting the section in its entirety and replacing it as follows:

~~15.64.117—Approved permit and working hours signs—Posted at premises.~~

~~A project information sign shall be posted at all project sites, excluding public infrastructure projects, in English and Spanish, for all projects requiring a grading permit. The sign shall include a phone number for the project applicant, as well as a phone number to file complaints with the stormwater division of the metropolitan department of water and sewerage services. One double-sided 24" (vertical) × 36" (horizontal) sign shall be posted for every fifty feet of site frontage, with no more than three signs required per street frontage containing the appropriate set of information:~~

~~1. For project sites located within or adjacent to a residential zone district: "No work is allowed to be performed on this site between the hours of 12:00 midnight Saturday night and 12:00 midnight Sunday night, unless a special permit issued by the stormwater division of the department of water and sewerage services is posted in a conspicuous place on these premises. No work is allowed in or beside residential districts between 9:00 p.m. and 6:00 a.m."~~

~~2. For all other project sites: "No work is allowed to be performed on this site between the hours of 12:00 midnight Saturday night and 12:00 midnight Sunday night, unless a special permit~~

~~issued by the stormwater division of the department of water and sewerage services is posted in a conspicuous place on these premises."~~

16.28.230 - Approved permits and construction hours signs—Posted at premises.

- A. Work requiring a building permit shall not be commenced until the permit holder or his agent shall have posted the building permit card in a conspicuous place on the front of the premises. The permit shall be protected from the weather and in such position as to permit the director of codes administration to conveniently make the required entries thereon. This permit card shall be maintained in such position by the permit holder until the certificate of occupancy required by this chapter has been issued by the director.
- B. A project information sign shall be posted at all project sites, excluding public infrastructure projects, in English and Spanish, for all projects requiring a building permit or a grading permit issued pursuant to Chapter 15.64. The sign shall include a phone number for the project applicant, as well as a phone number to file complaints with the Metropolitan Codes Department. One double-sided 24" (vertical) × 36" (horizontal) sign shall be posted for every fifty feet of site frontage, with no more than three signs required per street frontage containing the appropriate set of information:
  - 1. For project sites located within or adjacent to a residential zone district, excluding permits obtained by the homeowner/resident working on his or her own residence: "No work is allowed to be performed on this site between the hours of 12:00 midnight Saturday night and 12:00 midnight Sunday night, unless a special permit issued by the director of codes administration is posted in a conspicuous place on these premises. No noise in excess of 70 Db(a) shall be emitted from construction equipment in or beside residential districts between 9:00 p.m. and 6:00 a.m."
  - 2. For all other project sites, excluding permits obtained by the homeowner/resident working on his or her own residence: "No work is allowed to be performed on this site between the hours of 12:00 midnight Saturday night and 12:00 midnight Sunday night, unless a special permit issued by the director of codes administration is posted in a conspicuous place on these premises."

Section 3. This ordinance shall take effect from and after its passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

SPONSORED BY:

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Colby Sledge  
Member of Council